

STATE OF SOUTH DAKOTA
: SS
COUNTY OF MINNEHAHA

IN CIRCUIT COURT
SECOND JUDICIAL CIRCUIT
MAGISTRATE DIVISION

STATE OF SOUTH DAKOTA,

Plaintiff

vs.

HERBERT AUSTIN SITTINGCROW
Defendant(s).

SFPD 2019-003443

INDICTMENT

CR119-2730

COUNT 1: FAIL TO PROVIDE NOTICE OF NEW ADDRESS (SEX OFFENDER) -
CLASS 6 FEL as to HAS

THE MINNEHAHA COUNTY GRAND JURY CHARGES:

COUNT 1

That the Defendant, HERBERT AUSTIN SITTINGCROW, in Minnehaha County, State of South Dakota, on or between the 4th day of February, 2019, and the 15th day of April, 2019 did commit the public offense of Failure to Provide Notice of New Address (SDCL 22-24B-12) in that the Defendant, who is required to register pursuant to §§ 22-24B-1 to 22-24B-14, inclusive, moved to a different location or residence address and failed to inform the law enforcement agency with whom the Defendant last registered of the new location or address, in writing, within three business days, contrary to the form of the statute in such case made and provided and against the peace and dignity of the State of South Dakota.

Dated this 22nd day of May, 2019

A. True D. II
"A TRUE BILL"

This indictment has the concurrence of at least six members of the Minnehaha County Grand Jury.

[Signature]
Foreperson
Minnehaha County Grand Jury

Witnesses who testified before the Grand Jury in the matter:

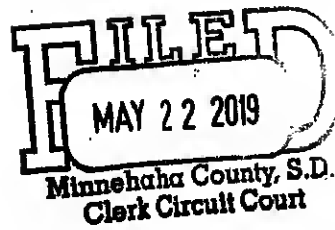
DETECTIVE HARRIS

HERBERT AUSTIN SITTINGCROW 06/24/1976 WESTWICK MOTEL #40 SIOUX FALLS, SD

DEMAND FOR NOTICE OF ALIBI

The undersigned (Deputy) State's Attorney states that the charged offense is alleged to have occurred on the ____ day of _____, _____, at or about _____ o'clock __M., at _____ Pursuant to SDCL 23A-9-1, demand is hereby made upon defendant and defendant's counsel to give notice of intent to offer a defense of alibi.

(Deputy) States Attorney
Minnehaha County, South Dakota



STATE OF SOUTH DAKOTA)
:SS
COUNTY OF MINNEHAHA)

IN CIRCUIT COURT

SECOND JUDICIAL CIRCUIT

STATE OF SOUTH DAKOTA,
Plaintiff,

*
CRI19-2730

vs.

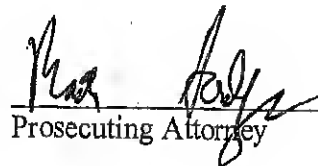
*
PART II
* INFORMATION FOR
* SECOND OR SUBSEQUENT OFFENSE
SEX OFFENDER REGISTRATION
(SDCL 22-24B-12.1)

HERBERT AUSTIN SITTINGCROW
Defendant,

THE UNDERSIGNED, as prosecuting attorney in the name of and by the authority of the State of South Dakota, upon his oath, informs this Court: That HERBERT AUSTIN SITTINGCROW, on or between the 4TH DAY OF FEBRUARY,, 2019 AND THE 15TH DAY OF APRIL, 2019, in Minnehaha County, State of South Dakota, then and there did violate SDCL 22-24B-2 and 22-24B-12.1 in that he/she has, on prior occasion, been convicted of, or entered a plea of guilty to, one or more violations of SDCL 22-24B-2, 22-24B-5, 22-24B-6, 22-24B-7, 22-24B-8 or 22-24B-12, said convictions being as:

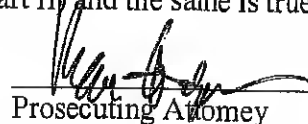
- FAILURE TO REGISTER ON OR ABOUT 6/4/2010-CLAY COUNTY, SOUTH DAKOTA

contrary to the statute in such case made and provided and against the peace and dignity of the State of South Dakota.

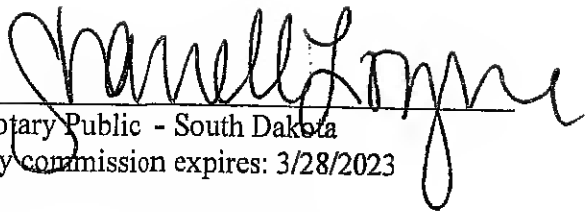

Prosecuting Attorney

STATE OF SOUTH DAKOTA)
:SS
COUNTY OF MINNEHAHA)

THE UNDERSIGNED, prosecuting attorney in the above case, being duly sworn upon oath deposes and states that I have read the foregoing Information (Part II) and the same is true to the best of my knowledge, information and belief.


Prosecuting Attorney

Subscribed and sworn to before me this 22 day of May, 2019.


Notary Public - South Dakota
My commission expires: 3/28/2023

WITNESSES KNOWN TO THE STATE AT THE TIME AND THE FILING OF THIS
INFORMATION:

CLERK OF COURTS- CLAY COUNTY, SOUTH DAKOTA

SHERIFF- CLAY COUNTY, SOUTH DAKOTA

ANGELIA M. GRIES – CLERK OF COURTS, MINNEHAHA COUNTY, SOUTH DAKOTA

MICHAEL MILSTEAD – SHERIFF, MINNEHAHA COUNTY, SOUTH DAKOTA

SIOUX FALLS POLICE DEPARTMENT IDENTIFICATION SECTION

WITNESSES KNOWN TO THE STATE AFTER THE FILING OF THE INFORMATION AND
ENDORSED WITH THE PERMISSION OF THE COURT:

